## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

THOMAS D. SMITH,	)
	)
Petitioner,	)
	) Case No. 3:04-077
V.	) Judge Nixon
	)
JACK MORGAN,	)
	)
Respondent.	)

## **ORDER**

Pursuant to the Sixth Circuit's Order (Doc. No. 33) reversing and remanding portions of Petitioner Thomas D. Smith's ("Petitioner") claim for habeas relief under 28 U.S.C. § 2254, the Court hereby **APPOINTS** the Federal Public Defenders Office to represent Petitioner in the above-referenced matter.

It is so ORDERED.

Entered this the \_\_\_\_\_\_ day of May, 2010.

JOHN T. NIXON, SENIOR JUDGE UNITED STATES DISTRICT COURT